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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/747,923	12/29/2003	Jeffrey Dean Lindsay	18587	7066
23556	7590	11/26/2008		
KIMBERLY-CLARK WORLDWIDE, INC.				
Catherine E. Wolf				
401 NORTH LAKE STREET				
NEENAH, WI 54956				
EXAMINER				
HAND, MELANIE JO				
ART UNIT		PAPER NUMBER		
3761				
MAIL DATE		DELIVERY MODE		
11/26/2008		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10747923	12/29/2003	LINDSAY ET AL.	18587

KIMBERLY-CLARK WORLDWIDE, INC.  
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EXAMINER

MELANIE J. HAND

ART UNIT	PAPER
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3761

20081118

DATE MAILED:

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## Commissioner for Patents

1. The reply filed on July 25, 2008 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant amended independent claims 1 and 5 to recite that the claimed hairs do not consist of a spatula or protrusion at a terminal end. The claims that have received an Office action on the merits are drawn to an embodiment in which the hairs terminate in a plurality of fine terminating elements, which are considered herein to be protrusions at a terminal end of the claimed hair. Thus, claims 1, 3-16 and 20-51 are now constructively non-elected by original presentation. This leaves no claims to be examined.
2. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

/Melanie J Hand/  
Examiner, Art Unit 3761